S.B. Criminal Misc. Bail Application No.5714/2006

Date :04.01.2007

HON'BLE MR. SATYA PRAKASH PATHAK, J.

Mr. Ramsukh Sharma for the applicants.
Mr. Vishnu Kachhawaha, Public Prosecutor.

I have heard learned counsel for the applicants as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

The contention of learned counsel for the applicants is that the offence levelled against the accused applicants will not traverse beyond Section 411 IPC and the charge-sheet in the matter has been filed. It has also been submitted that the amount involved in this matter has already been recovered and the accused applicants have been involved on the basis of the statement of the co-accused.

On the other hand, learned Public Prosecutor has opposed the bail application.

I have considered the submissions made before me.

Without expressing any opinion on the merit of the case while taking into consideration the overall facts and circumstances of the present case, I deem it just and proper to enlarge the accused applicants on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that the applicants (1) Navaram s/o Misraram and (2) Bhattaram alias Bharat s/o Khimaram shall be released on bail in FIR No.112/2006 P.S. Jhawar, District Jodhpur, provided each of them executes a personal bond in the sum of Rs.30,000/- with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of learned trial court for their appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(SATYA PRAKASH PATHAK), J.

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